

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
v.)	11-CR-00392S
)	
Roger S. Luczkowiak)	
)	
Defendant.)	

DECLARATION OF PUBLICATION

In accordance with 21 U.S.C. § 853(n)(1) and Rule 32.2(b)(6)(C) of the Federal Rules of Criminal Procedure, notice of the forfeiture was posted on an official government internet site (www.forfeiture.gov) for at least 30 consecutive days, beginning on May 26, 2012 and ending on June 24, 2012. (See, Attachment 1).

I declare under penalty of perjury that the foregoing is true and correct. Executed on August 24, 2012 at Buffalo, NY.

S/Paul E. Michalec
Supervisory Paralegal



Advertisement Certification Report

The Notice of Publication was available on the www.forfeiture.gov web site for at least 18 hours per day between May 26, 2012 and June 24, 2012. Below is a summary report that identifies the uptime for each day within the publication period and reports the results of the web monitoring system's daily check that verifies that the advertisement was available each day.

U.S. v. Roger S. Luczkowiak

Court Case No: 11-CR-00392S
For Asset ID(s): See Attached Advertisement Copy

Consecutive Calendar Day Count	Date Advertisement Appeared on the Web Site	Total Hours Web Site was Available during Calendar Day	Verification that Advertisement existed on Web Site
1	05/26/2012	24.0	Verified
2	05/27/2012	24.0	Verified
3	05/28/2012	24.0	Verified
4	05/29/2012	24.0	Verified
5	05/30/2012	24.0	Verified
6	05/31/2012	24.0	Verified
7	06/01/2012	24.0	Verified
8	06/02/2012	24.0	Verified
9	06/03/2012	24.0	Verified
10	06/04/2012	24.0	Verified
11	06/05/2012	24.0	Verified
12	06/06/2012	24.0	Verified
13	06/07/2012	24.0	Verified
14	06/08/2012	24.0	Verified
15	06/09/2012	24.0	Verified
16	06/10/2012	24.0	Verified
17	06/11/2012	24.0	Verified
18	06/12/2012	24.0	Verified
19	06/13/2012	24.0	Verified
20	06/14/2012	24.0	Verified
21	06/15/2012	24.0	Verified
22	06/16/2012	24.0	Verified
23	06/17/2012	23.9	Verified
24	06/18/2012	24.0	Verified
25	06/19/2012	24.0	Verified
26	06/20/2012	24.0	Verified
27	06/21/2012	24.0	Verified
28	06/22/2012	24.0	Verified
29	06/23/2012	24.0	Verified
30	06/24/2012	24.0	Verified

Additional log information is available and kept in the archives for 15 years after the asset has been disposed.

Attachment 1

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NEW YORK
COURT CASE NUMBER: 11-CR-00392S; NOTICE OF FORFEITURE**

Notice is hereby given that on March 16, 2012, in the case of U.S. v. Roger S. Luczkowiak, Court Case Number 11-CR-00392S, the United States District Court for the Western District of New York entered an Order condemning and forfeiting the following property to the United States of America:

HP Desktop computer Ser No: 4CEO331NHB (12-ICE-000901) which was seized from Roger S. Luczkowiak on January 30, 2012 at 87 Ruggles Street, located in Dunkirk, NY

Seagate 1TB hard drive, serial numbr 9VP89TEF Ser No: 9VP89TEF (12-ICE-000902) which was seized from Roger S. Luczkowiak on January 30, 2012 at 87 Ruggles Street, located in Dunkirk, NY

Seagate 250 GB external hard drive Ser No: 2GE24LHT (12-ICE-000904) which was seized from Roger S. Luczkowiak on January 30, 2012 at 87 Ruggles Street, located in Dunkirk, NY

Philips DVD-R Ser No: 111 (12-ICE-000905) which was seized from Roger S. Luczkowiak on January 30, 2012 at 87 Ruggles Street, located in Dunkirk, NY

The United States hereby gives notice of its intent to dispose of the forfeited property in such manner as the United States Attorney General may direct. Any person, other than the defendant(s) in this case, claiming interest in the forfeited property must file a Petition within 60 days of the first date of publication (May 26, 2012) of this Notice on this official government internet web site, pursuant to Rule 32.2 of the Federal Rules of Criminal Procedure and 21 U.S.C. § 853(n)(1). The petition must be filed with the Clerk of the Court, U.S. District Clerk's Office, 2 Niagara Square Room 200, Buffalo, NY 14202, and a copy served upon Assistant United States Attorney Richard D. Kaufman, 138 Delaware Avenue, Federal Centre, Buffalo, NY 14202. The petition shall be signed by the petitioner under penalty of perjury and shall set forth the nature and extent of the petitioner's right, title or interest in the forfeited property, the time and circumstances of the petitioner's acquisition of the right, title and interest in the forfeited property and any additional facts supporting the petitioner's claim and the relief sought, pursuant to 21 U.S.C. § 853(n).

Following the Court's disposition of all petitions filed, or if no such petitions are filed, following the expiration of the period specified above for the filing of such petitions, the United States shall have clear title to the property and may warrant good title to any subsequent purchaser or transferee.